

AN ORDINANCE  
BY



01-0-0338

**AN ORDINANCE AUTHORIZING THE MAYOR TO  
EXECUTE A FRANCHISE AGREEMENT WITH  
FIBERWORKS, INC., A GEORGIA CORPORATION, FOR  
THE PROVISION OF TELECOMMUNICATIONS  
SERVICES USING PUBLIC RIGHT-OF-WAY; AND FOR  
OTHER PURPOSES**

**WHEREAS**, Fiberworks, Inc., has applied for a franchise to provide telecommunications services on, under, over and through the public right-of-way of the City; and

**WHEREAS**, Fiberworks, Inc., has negotiated a franchise agreement with the City which provides such access and preserves the rights of the City until such time as a comprehensive ordinance is enacted;

**NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF ATLANTA GEORGIA  
HEREBY ORDAINS:**

**SECTION 1:** That the Mayor be and is hereby authorized to execute a franchise agreement with Fiberworks, Inc., for use of the public right-of-way for telecommunications purposes.

**SECTION 2:** That such franchise agreement shall expire and terminate on March 31, 2006.

**SECTION 3:** That Fiberworks, Inc., shall pay an appropriate franchise fee.

**SECTION 4:** That the City Attorney shall prepare a franchise agreement document, which shall be approved by the city Attorney as to form.

**SECTION 5:** That said franchise agreement shall not be binding on the City until approved by the Mayor and delivered to Fiberworks, Inc.